IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRD DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.22330 of 2004

Between:

M/s. Super Star Slate & Slate Pencil Industries, rep by its Managing Partner, S. Nageshwar Rao
S/o Chinna Thirumala Kondaiah r/o Markapur, Prakasam District

..... PETITIONER

AND

1 The Government of A.P., rep by its Secretary, Industries & Commerce

Department, Secretariat Buildings, Hyderabad.
2 The Director of Mines and Geology, BRKR Building, 8th Floor, Tank

Bund Road, Hyderabad
3 The Asst. Director of Mines and Geology, Markapur, Prakasam Distirct

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order or Writ one in the nature of Writ of Mandamus, declaring the action of the respondent in not passing orders on the Mining Lease Application of the petitioner granting mining Lease for Shale over an extent of 5.702 Hectares in Sy. Nos.534/2(P), 967, 965/5, 967/2 & 967/P of Peddayachavaram Village, Markapuram Mandal, Prakasam District as arbitrary, illegal and unjust and consequently direct the respondents to pass orders granting Mining Lease on the application dated 27-06-2003.

Counsel for the Petitioner: SMT.N.SHOBA

Counsel for the Respondents: GP FOR INDUSTRIES & COMMERCE

The Court at the stage of admission made the following:

ORDER:

Questioning the inaction of the respondents in not passing orders on the mining lease application of the petitioner dated 27.06.2003 for White Shale over an extent of Ac.23.02 cents in Survey Nos.534/2(P), 965/5, and 967 of Peddayachavaram village, Markapur Mandal, Prakasam District, the present writ petition is filed.

Heard the learned counsel for the petitioner and learned Government Pleader for Industries and Commerce. Both counsel agreed for disposal of the writ petition at the stage of admission.

Since the application of the petitioner dated 27-6-2003 for grant of mining lease is pending consideration before the respondents, without going into merits of the case, I deem it appropriate to dispose of the writ petition with a direction to the respondents to consider the same and pass appropriate orders thereon in accordance with law expeditiously, preferably within a period of eight weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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(N.V. RAMANA, J)

Date: 03.12.2004

Nsr/Tvk

To

1 The Secretary, Government of A.P., Industries & Commerce

Department, Secretariat Buildings, Hyderabad.
2 The Director of Mines and Geology, BRKR Building, 8th Floor, Tank

Bund Road, Hyderabad
3 The Asst. Director of Mines and Geology, Markapur, Prakasam Distirct

4 Two CCs to GP for Industries and Commerce, High Court of AP,

Hyderabad (OUT)

5 Two CD copies.